

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Richard J. Whitbourne

: GROUP ART UNIT:

SERIAL NO: 09/834,307

FILING DATE: April 12, 2001

: EXAMINER:

TITLE: TARGETED THERAPEUTIC AGENT

RELEASE DEVICES AND METHODS OF

: ATTY DKT: P-1663-1

MAKING AND USING THE SAME

## LETTER ACCOMPANYING

## INFORMATION DISCLOSURE STATEMENT

## SUBMITTED PURSUANT TO 37 CFR 1.97(b)

Commissioner for Patents

July 23, 2001

Washington, D.C. 20231

Dear Sir:

Pursuant to 37 CFR 1.97(b), the Applicants herewith disclose for consideration in the above-captioned patent application the documents listed on the enclosed form PTO-1449, copies of which documents are enclosed therewith.

The enclosed Statement is being submitted before mailing of a first office action on the merits in the above-captioned application so the items submitted therewith should therefore be considered without necessity of a certification, petition or fee.

The filing of the enclosed Statement shall not be construed: as a representation that a search has been made (37 CFR 1.97(g)), nor as an admission that the information cited is, or is considered to be, material to patentability, nor as a representation that no other information material to patentability exists, nor as an admission that the information cited is entitled to prior art status relative to the above-captioned application, nor as an admission against interest in any manner.

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Respectfully submitted,

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Signature

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 09/834,307 TRANSMITTAL **Filing Date** April 12, 2001 **FORM** First Named Inventor Richard J. Whitbourne (to be used for all correspondence after initial filing) Group Art Unit **Examiner Name** P-1663-1 Total Number of Pages in This Submission Attorney Docket Number 3\* **ENCLOSURES** (check all that apply) After Allowance Communication Assignment-Papers Fee Transmittal Form (for an Application) to Group Fee Attached Appeal Communication to Board Drawing(s) of Appeals and Interferences Licensing-related Papers Appeal Communication to Group Amendment / Reply (Appeal Notice, Brief, Reply Brief) Petition After Final Proprietary Information Petition to Convert to a Affidavits/declaration(s) Provisional Application Status Letter Power of Attorney, Revocation Change of Correspondence Other Enclosure(s) (please Extension of Time Request Address identify below): Terminal Disclaimer Letter Accompanying IDS Express Abandonment Request Return Receipt Postcard Request for Refund Х Information Disclosure Statement CD, Number of CD(s) Certified Copy of Priority Document(s) Remarks Response to Missing Parts/ \*The total number of pages in this submission Incomplete Application does not include the references. Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Frederick A. Spaeth Individual name Signature Juntar & Marks Date July 24, 2001 CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 07/24/01 Michelle E. Fetzner Typed or printed name

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July 24, 2001

Date